

**REAL ESTATE BOARD
MINUTES
APRIL 27, 2006**

PRESENT: Richard Kollmansberger, Lloyd Levin, Dennis Pierce, Ryan Schroeder, Peter Sveum, Lisabeth Weirich

EXCUSED: Maria Watts

STAFF PRESENT: Tim Wellnitz, Bureau Director; William Black, Legal Counsel; Nicole Goodman, Bureau Assistant; Other Staff were present during portions of the meeting

GUESTS: Rick Staff, consultant with WRA; Cori Lamont, WRA; Reese Phillips, WRA

CALL TO ORDER

Peter Sveum, Chair, called the meeting to order at 10:05 a.m. A quorum of six members was present.

ADOPTION OF AGENDA

Amendments to the Agenda:

- Add to Closed Session under Monitoring Reports: Donald Knutson 04 REB 084
- Add to Open and Closed Session under Proposed Stipulations: Alexandria R. Wiseley 03 REB 201 and Don Patenaude 06 REB 026

MOTION: Dennis Pierce, moved, seconded by Ryan Schroeder, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Dennis Pierce moved, seconded by Ryan Schroeder, to approve the minutes of February 23, 2006, as written. Motion carried unanimously.

**ADMINISTRATIVE REPORT
TIM WELLNITZ, BUREAU DIRECTOR**

Summary Reports on Pending Court Cases, Disciplinary Cases and Administrative Rules and Press Releases

Noted.

PRESENTATION OF PROPOSED STIPULATIONS BY THE

DIVISION OF ENFORCEMENT

Mark Herman gave presentations of proposed Stipulations by the Division of Enforcement in the following matters:

1. Alexandra R. Wiseley 03 REB 201
2. Don Aric J. Patenaude 06 REB 026

Presentations were not given on the other Proposed Stipulations.

PRESENTATION OF PETITIONS FOR SUMMARY SUSPENSION BY DIVISION OF ENFORCEMENT

Presentation of the Petition for Summary Suspension in the Matter of Don Patenaude

Mark Herman gave a presentation on the Petition for Summary Suspension in the matter of Don Patenaude.

ENFORCEMENT ISSUES

DOE Policies, Procedures, and Interaction with the Board

The Board requested clarification on issues relating to DOE policies and procedures and expressed some concerns that the Board has. Greg Raube and Jack Temby discussed these issues with the Board. Tim Wellnitz will speak with the Secretary and Board chair about setting up a meeting on this issue and continuing the dialogue with the Board.

Board Enforcement Priorities

Jack Temby met with the Board to discuss the Results of the DOE Complaint Handling Priorities Survey.

CONVENE TO CLOSED SESSION

MOTION: Richard Kollmansberger moved, seconded by Lloyd Levin, to convene to Closed Session to deliberate on cases involving hearings (s. 19.85 (11) (a), Stats.); to consider licensure or discipline (s. 19.85(1) (b), Stats. to consider individual histories or disciplinary data (s. 19.85(1) (f), Stats.); and to confer with legal counsel (s. 19.85(1) (g), Stats.). Roll Call Vote: Richard Kollmansberger-yes; Lloyd Levin-yes; Dennis Pierce-yes; Lisabeth Weirich-yes; Ryan Schroeder-yes; Peter Sveum-yes. Motion carried unanimously.

Open session recessed at 11:07 a.m.

RECONVENE TO OPEN SESSION

MOTION: Lisabeth Weirich moved, seconded by Dennis Pierce, to reconvene into Open Session at 11:58 a.m. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MONITORING REPORT

DONALD KNUTSON 04 REB 084

MOTION: Lloyd Levin moved, seconded by Richard Kollmansberger, to accept Donald Knutson's request for reinstatement of full licensure. Motion carried unanimously.

CASE CLOSINGS

MOTION: Richard Kollmansberger moved, seconded by Lloyd Levin, to close the following cases presented by the Division of Enforcement: Motion carried unanimously.

03 REB 127 for no violation.
03 REB 210 for no violation.
03 REB 277 for insufficient evidence.
03 REB 286 for no violation.
04 REB 033 for no violation.
04 REB 039 for insufficient evidence against TR and for no violation against MHS, ESR, and RRC
04 REB 099 for no violation.
04 REB 108 for no violation.
04 REB 191 for no violation.
04 REB 197 for insufficient evidence.
04 REB 233 for prosecutorial discretion (P2).
04 REB 270 for no violation.
04 REB 289 for prosecutorial discretion (P5).
05 REB 111 for no violation.
05 REB 120 for no violation.
05 REB 131 for no violation.
05 REB 132 for no violation.
05 REB 158 for no violation.
05 REB 227 for no violation.

STIPULATIONS

MOTION: Richard Kollmansberger moved, seconded by Dennis Pierce, to adopt the Stipulation, Findings of Fact, Conclusions of Law and Order in the matter concerning **Mark R. Sondag 03 REB 145, Christopher P. Nash and**

Integrity Group LLC d/b/a Century 21 03 REB 205, Alexandra R. Wiseley 03 REB 201 and Don Patenaude 06 REB 026. Motion carried unanimously.

PETITION FOR SUMMARY SUSPENSION

The Board adopted a Stipulation in this case, Don Patenaude 06 REB 026. The Petition for Summary Suspension was not acted upon.

ADMINISTRATIVE WARNINGS

MOTION: Lloyd Levin moved, seconded by Ryan Schroeder, to adopt the Administrative Warning as written in the matter concerning **04 REB 158 and 05 REB 111.** Motion carried unanimously.

MOTION: Lloyd Levin moved, seconded by Ryan Schroeder, to hold discussion and action on Administrative Warnings regarding cases **04 REB 284, 05 REB 126 (item Dd) and 05 REB 126 (item Ee)** and refer back to the Division of Enforcement. Motion carried unanimously.

PROPOSED DECISIONS

MOTION: Lisabeth Weirich moved, seconded by Lloyd Levin, to adopt the Proposed Decisions in the matter concerning **Carol A. Yeager and Stacy M. Hesprich.** Motion carried unanimously.

RONALD BEATON

MOTION: Lloyd Levin moved, seconded by Richard Kollmansberger, to deny the Petition for Extension to Pay Costs and Petition to Extend the Deadline to Complete Continuing Education in the matter concerning Ronald Beaton. Motion carried unanimously.

ADJOURNMENT

MOTION: Dennis Pierce moved, seconded by Ryan Schroeder, to adjourn the meeting at 12:07p.m. Motion carried unanimously.

Next meeting: June 22, 2006